Attorney's Docket No. 042253/234155                          PATENT                      RECEIVED
                                                                                    CENTRAL FAX CENTER
### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:                 Bhagavath et al.                 Confirmation No.: 1142      APR 1 8 2005
Application No.:       09/849,551                        Group No.: 2664
Filed:                 May 4, 2001                       Examiner: Son Xuan Nguyen
For:                   NETWORK USAGE MONITORING DEVICE
                       AND ASSOCIATED METHOD

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

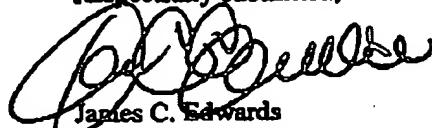### PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of one (1) month to respond to the Office Action dated December 16, 2004.

2. Applicant is  ☒  a small entity;       ☐  other than a small entity.

3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

| | Total Months Requested | Fee For Other Than Small Entity | Fee for Small Entity |
|---|---|---|---|
| ☒ | one month | $120.00 | $60.00 |
| ☐ | two months | $450.00 | $225.00 |
| ☐ | three months | $1,020.00 | $510.00 |
| ☐ | four months | $1,590.00 | $795.00 |
| ☐ | five months* | $2,160.00 | $1,080.00 |

*Cannot be used to exceed six-month statutory limit for response to an Official Action.

☐ A check in the amount of $    is enclosed.

☐ Charge Deposit Account No. 16-0605 for the extension fee.

☒ Charge Deposit Account No. 16-0605 for any fee deficiency ($60.00).

Respectfully submitted,

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**CERTIFICATION OF FACSIMILE TRANSMISSION**
I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office at Fax No. (703) 872-9306 on the date shown below.

Sarah B. Simmons                    April 18, 2005                    16 0605   09849551
                                    Date                                        120.00 DA

CLT01/4706782v1

*09849551*

**Application or Docket Number**

42253/234155

# PATENT APPLICATION FEE DETERMINATION RECORD
## Effective October 1, 2000

## CLAIMS AS FILED - PART I

| | (Column 1) | (Column 2) | SMALL ENTITY | | | OTHER THAN SMALL ENTITY | |
|---|---|---|---|---|---|---|---|
| | | | RATE | FEE | OR | RATE | FEE |
| TOTAL CLAIMS | 43 | | BASIC FEE | 355.00 | OR | BASIC FEE | 710.00 |
| FOR | NUMBER FILED | NUMBER EXTRA | | | | | |
| TOTAL CHARGEABLE CLAIMS | 43 minus 20= | 23 | X$ 9= | | OR | X$18= | 414.00 |
| INDEPENDENT CLAIMS | 5 minus 3 = | 2 | X40= | | OR | X80= | 160.00 |
| MULTIPLE DEPENDENT CLAIM PRESENT | | ☐ | +135= | | OR | +270= | |
| | | | TOTAL | | OR | TOTAL | 1284.00 |

* If the difference in column 1 is less than zero, enter "0" in column 2

amdt
4-18-05

## CLAIMS AS AMENDED - PART II

### AMENDMENT A

| | (Column 1) CLAIMS REMAINING AFTER AMENDMENT | | (Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR | (Column 3) PRESENT EXTRA | | SMALL ENTITY RATE | ADDI-TIONAL FEE | OR | OTHER THAN SMALL ENTITY RATE | ADDI-TIONAL FEE |
|---|---|---|---|---|---|---|---|---|---|---|
| Total | 35 | Minus | 43 | = | | X$ 9= | | OR | X$18= | |
| Independent | 4 | Minus | 5 | = | | X40= | | OR | X80= | |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | | ☐ | | +135= | | OR | +270= | |
| | | | | | | TOTAL ADDIT. FEE | | OR | TOTAL ADDIT. FEE | |

### AMENDMENT B

| | (Column 1) CLAIMS REMAINING AFTER AMENDMENT | | (Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR | (Column 3) PRESENT EXTRA | | RATE | ADDI-TIONAL FEE | OR | RATE | ADDI-TIONAL FEE |
|---|---|---|---|---|---|---|---|---|---|---|
| Total | | Minus | | = | | X$ 9= | | OR | X$18= | |
| Independent | | Minus | | = | | X40= | | OR | X80= | |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | | ☐ | | +135= | | OR | +270= | |
| | | | | | | TOTAL ADDIT. FEE | | OR | TOTAL ADDIT. FEE | |

### AMENDMENT C

| | (Column 1) CLAIMS REMAINING AFTER AMENDMENT | | (Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR | (Column 3) PRESENT EXTRA | | RATE | ADDI-TIONAL FEE | OR | RATE | ADDI-TIONAL FEE |
|---|---|---|---|---|---|---|---|---|---|---|
| Total | | Minus | | = | | X$ 9= | | OR | X$18= | |
| Independent | | Minus | | = | | X40= | | OR | X80= | |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | | ☐ | | +135= | | OR | +270= | |
| | | | | | | TOTAL ADDIT. FEE | | OR | TOTAL ADDIT. FEE | |

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.